

Serial No. **57266**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

NEW PRIORITY DATE:

Date of filing in State Engineer's Office **-MAR 09 1992-** OCT 6, 2006

Returned to applicant for correction **APR 28 1992**

Corrected application filed _____ Map filed **NOV 20 1970** under 25871

The applicant **Ruth L. Carney**

P.O. Box 4090 of **Incline Village**
Street and No. or P.O. Box No. City or Town

Nevada 89450 hereby make application for permission to change the
State and Zip Code No.

Manner of use _____
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit No. 35973**
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is **Holbrook Springs**
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **No change 0.5**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **Commercial**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for **Quasi-Municipal & Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point **In the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, T.10N.,**
Describe as being within a 40-acre subdivision of public survey and by course and
R22E., M.D.M. From which the South one quarter corner of Section 7, bears South
distance to a section corner. If on unsurveyed land, it should be stated.
6 $^{\circ}$ 18' 08" West 2201.60 Ft.

6. The existing permitted point of diversion is located within **Same As Above**
If point of diversion is not changed, do not answer.

7. Proposed place of use **West $\frac{1}{2}$ of the SE $\frac{1}{4}$ Section 7 T.10N., R22E., M.D.M.**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use **Same As 7 (Above)**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from **All year Jan 1** to **Dec 31** of each year.
Month and Day Month and Day

10. Use was permitted from **All year Jan 1** to **Dec 31** of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Pumped from Spring's & ponds into water**
State manner in which water is to be diverted, i.e. diversion structure,
tank trucks & taken to drill sites.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works **\$15,000.00**

13. Estimated time required to construct works **existing**

14. Estimated time required to complete the application of water to beneficial use..... 1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Mapped Filed under Permit No. 35973 Water to be used for well
construction.

By s/Troy Gains
1443 Hwy 395 South
Gardnerville NV. 89410

Compared bc/bc jr/cms

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use of the waters of Holbrook Springs as heretofore granted under Permit 35973 is issued subject to the terms and conditions imposed in said Permit 35973 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 8.03 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 16, 1998

Proof of completion of work shall be filed before January 16, 1999

Application of water to beneficial use shall be made on or before December 16, 1999

Proof of the application of water to beneficial use shall be filed on or before January 16, 2000

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed FEB 08 2001

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 16th day of December

A.D. 1997

Michael Turnipseed P.E.
State Engineer
CANCELLED SEP 19 2006 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH THE
PROVISIONS OF PERMIT
STATE ENGINEER
Can. Rescinded 1-26-07